

HELM

FINANCIAL CORPORATION

One Embarcadero Center • San Francisco, CA 94111

415/398-4510

VIA AIR COURIER

1-242A013

August 22, 1991 RECORDATION NO 17511 FILED 423 -B

AUG 30 1991 -2 22 PM

INTERSTATE COMMERCE COMMISSION

Ms. Mildred Lee
Recordations Unit
Interstate Commerce Commission
12th & Constitution Avenue, N.W.
Washington, D.C. 20423

Dear Ms. Lee:

Enclosed is a Memorandum of Addendum 2 to Lease of Railroad Equipment.

Please file this supplement as ICC Recordation 17511-B. The filing fee of \$15 is enclosed. Thank you.

Sincerely,

Karen Rahnasto

Karen Rahnasto
Fleet Operations Administrator

Enclosures

AUG 30 2 10 PM '91
MOTOR OPERATING UNIT

17511-B
REGISTRATION NO. FILED 1991

MEMORANDUM OF ADDENDUM 2
TO
LEASE OF RAILROAD EQUIPMENT

AUG 30 1991 - 2:20 PM
INTERSTATE COMMERCE COMMISSION

THIS MEMORANDUM OF ADDENDUM TO LEASE OF RAILROAD EQUIPMENT is intended to evidence the Addendum to the Lease of Railroad Equipment, dated as of July 1, 1991 (the "Lease") between Helm Financial Corporation, a California corporation (the "Lessor"), and The Wheeling and Lake Erie Railway Company, a Pennsylvania corporation (the "Lessee"), for the purpose of satisfying the requirements of recordation with the Interstate Commerce Commission under Section 49 of U.S.C. 11303. The Lessor is the owner of the open top hoppers, more fully described in Annex A hereto (the "Units"). The Lessee leased from the Lessor all the Units at the rentals and upon the terms and conditions provided in the Lease, and the Addendum.

IN WITNESS WHEREOF, the Lessor and the Lessee, each pursuant to due authority, have executed this Memorandum of Lease as of this 22nd day of July, 1991.

LESSOR

HELM FINANCIAL CORPORATION

ATTEST:

Title: _____

By: 

Title: _____

LESSEE

WHEELING AND LAKE ERIE RAILWAY
COMPANY

ATTEST:

 _____

Title: G.M. MTS

By: 

Title: President

ANNEX A

to

Memorandum of Addendum 2 to Lease of Railroad Equipment

Dated as of July 1, 1991

<u>Equipment Description</u>	<u>Quantity</u>	<u>Equipment Numbers</u>
3,600 cubic foot, 100 ton capacity, open top coal hopper railcars	16	WE 504001 504002 504003 504004 504005 504006 504007 504008 504009 504010 504011 504012 504013 504014 504015 504016

STATE OF CALIFORNIA)
) S
COUNTY OF SAN FRANCISCO)

On this 5th day of August, 1991, before me personally appeared Richard C. Kirchner me personally known, who, being by me duly sworn, says that he is President of HELM FINANCIAL CORPORATION, that said instrument was signed and sealed on behalf of said corporation and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Karen Staudenmaier
Notary Public

My Commission Expires: July 26, 1993

[Notarial Seal]



STATE OF Ohio)
) S
COUNTY OF Stark)

On this 6 day of August, 1991, before me personally appeared J. B. Miller me personally known, who, being by me duly sworn, says that he is President of Wal-Mart and Eric Pollock that said instrument was signed and sealed on behalf of said corporation by authority of its President and Directors and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

Paula Keller
Notary Public

My Commission Expires: Oct. 18, 1995

[Notarial Seal]

